



United States District Court  
Eastern District of New York

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Zaire Paige-Bey : :

Plaintiff      10 CV 3356 (SLT)(RER)  
                  10 CV 5469 (SLT)(REP)

- AGAINST -

AMENDED  
Complaint

Rashan Lacoste, et.al

Defendant

Jury Trial  
Demandec  
:  
:  
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#### PRELIMINARY STATEMENT

1. This Amended Complaint is to clarify issues, that I, Zaire Paige-Bey AKA as Zaire Paige, Litigant bought about in a previous Litigation. I affirm, for the Record, that all statements contain within this document is true, under penalty of perjury.

2. On May 12, 2009, as Litigant was traveling to visit with his daughter, he was accosted by Police Officer, Rashan LaCoste, who arrested then, taken to the 73rd Precinct where he were detained unlawfully.

3. While there, Litigant was made to strip, as he was set upon immediately being "Tortured" by Police Officer, Rashan LaCoste, aided by 3 other Police Officers within the 73rd Precinct.

4. Litigant Constitutional Rights was violated, as Litigant was not given the opportunity to be read his "Miranda Rights", and reason for being detained.

## JURISDICTION AND VENUE

5. United States District Court Eastern District of New York, is proper jurisdiction, and proper court for Venue, since Violation occurred within the District.

6. Evidence will show that Litigant was detained without cause, and delayed by New York City Police Officers illegally.

7. The Police Officers, also Violated, Litigant "Human Rights" by placing "Chains and Shackles" to his ankles, wrists, and waist, causing sever pain, adding to that, of the aches and pain already substained by the "Torture"

## PARTIES

8. Litigant at all times was a resident in the State of New York, residing with his mother at 45 Riverdale Avenue, Brooklyn, New York 11212.

9. The named City of New York is the employer, for the New York City Police Department, who is responsible for maintaining procedures leading to risks taken by Law "Enforcement Knowingly", violating Litigants Rights.

10. Police Officer Rashan LaCoste, John Doe (s) 1, 2. and 3, "Torture" to Litigant was an attempt to cause his death.

11. Therefore, the individuals, City of New York a "Private Corporation", The City of New York Police Department, as well a "Private Corporation". Detective, Thomas Donohue, Rashan LaCoste, and John Doe (s) 1, 2, and 3 "NOTED et, al are being "SUED" both in their Private capacity; and in their Official capacities.

## STATEMENTS OF FACT

12. It is a fact, that after Litigant was taken to the 73rd Precinct, by Police Officer Rashan LaCoste, on May 12, 2009 he was immediately set upon being "Tortured "aided by 3 other Police officers; John Doe (s) 1, 2, and 3.

13. Litigant was tortured as he was Brutally assaulted with closed fists, being beaten over the entire body by all (4) Officers.
14. This occurred as Litigant was naked, and while his hands were hand-cuffed behind the back.
15. Litigant also were beaten over the head and body with, billy club, (black jack) walkie talkie, and flash light as one of the Officers hit Litigant to the forehead with it.
16. The "Torture" continued as Litigant was, pistol whipped, by Rashan LaCost to the face and head with the butt of his hand revolver.
17. During this melee, a key fall to the floor, as Rashan LaCoste retrieved it, he then force fed the key into Litigant mouth, followed by a knee jerk to the stomach, causing Litigant to gasp as the key was lodged into Litigant lung.
18. Litigant was allowed to remain at the Precinct (73rd)for several, hours while in chain and shackle.
19. Litigant was later transferred to another Precinct, 88th, where he was allowed to sit yet, again for a long time, while the key was still in his lung.
20. Litigant began to vomit clots of blood, and was taken to an area Hospital.
21. When Litigant arrived, he was evaluated, and diagnosed with having pain level being (10) over the entire body coupled with sever tenderness to the touch.
22. Litigant ankles, wrists and waist was badly bruised resulting from chain and shackled being placed on very tightly.
23. On May 13, 2009, a procedure was performed on Litigant to remove the key from the lung.
24. As Litigant was under anesthesia, to remove the key Detective, Thomas Donohue Signed an unauthorize "Treatment Consent Form" for a procedure, not related to removal of the key.

25. Detective Thomas Donohue, attempted to cover up the "Torture" to Litigant, and Conspired to use the X-Ray taken, of his left hand as evidence to be used against him, as the video tape was altered showing an object in the left hand of Litigant, claiming to be him at trial.

26. This unauthorized treatment consent form signed on May 13, 2009 by Detective Thomas Donohue, also included a Cervical complete with Flexion & extension.

27. These X-Rays was obtained without the knowledge of litigant.

28. This Litigant was filed due to Rashan LaCoste Attempt to cause Litigant death, and violation to Litigant personal Body, and violation of person while being under anesthesia by Detective Thomas Donohue in an attempt to cover up their conspiracy to discredit Litigant character.

29. After having the key removed, Litigant was held without cause; detained unlawfully. No documented proof of "Miranda Rights" being Presented to Litigant, No documented proof of a "True Bill" signed by a Judge, nor documented proof for access to the Grand Jury, no documented proof for any documents bearing signature of any named person or judge who signed off on "Notice of Claim", or sign off signature by a Article III Judge nor no sign off signature for Certificate of Conviction (after being convicted) as requests has been made numerous times, to "Produce for the record" a documented copy for these items from Assistant District Attorney, Timothy G. Gough.

30. Since, none of these requested documents has been produced for review and to be inspected for evidence, it is assumed, that Litigant is being held without a proper warrant and is assumed as being Kidnapped, thereby information under the United States Constitution, Article IV Section I and Section II has been violated.

31. It appears, that no "Proper Paper Work" was ever submitted to hold Litigant, which make this act as being Unconstitutional and a violation to Litigant Human Rights.

32. Zaire Paige-Bey, Litigant is seeking relief from being denied of his Constitutional Rights, while in the care of New York City, Police Officers, Rashan LaCoste, Detective Thomas Donohue, and John Doe 1, 2, and 3.

33. Litigant is bringing this litigation, due to injuries sustained after being Tortured" inside the Police Precinct (73) on May 12, 2009 by Police Officers Rashan LaCoste, and (3) other Police Officers, John Doe(s) 1, 2, and 3.

34. Detective Donohue behavior involving this act, revealed he were committing an violation upon the rights of Litigant.

35. The next day, May 15, 2009 Litigant was take back to the hospital, due to again bleeding from the mouth, and released after being taken straight to County jail, where he was held for more than (5) months with cause.

36. These Constitution violations was committed intentionally to Cover up and protect Rashan LaCoste of his "Torture" to Litigant and those who were participants in the "Collusion" against Litigant.

37. This case was Supervised by, Detective Thomas Donohue, who was the investigating officer for the said crime alledged against Litigant.

38. While in the hospital, Detective Thomas Donohue, made verbal statement out loud, in the presence of hospital staff, that Litigator, were responsible for murdering (7) people.

39. Litigant realized Donohue were making accusation to allude hospital staff not to consider, Litigant worthy of having the key removed in a timely manner.

40. This false accusation, made by Donohute contributed to Litigant not feeling safe among hospital staff who he needed to evaluate his immediate Medical condition, since Litigant were already in a "Delusional State of Mind" after being "Tortured", May 12, 2009.

41. Litigant "Human Rights were being continued violated by participants; Assistant District Attorney, Timothy G. Gough, Officer Rashan

LaCoste, Judge Vincent DelGiudice, Detective Thomas Donohue, and Detective Daniel Perez.

42. Assistant District Attorney Timothy G. Gough, made accusation, alluding to a fabricated statement of his own to jester that, Litigant was a powerful "Gang member" one to be feared, and who had control over others.

43. Assistant District Attorney Gough, also claimed to have received reliable information told to him by a source, that a group of "Gang Members Crips" were to attempt and break out, Litigant, a day he were to appear at Brooklyn Criminal Court.

44. This Fabricated statement alleged by Gough were to gather up support by setting the tone, signifying, that Litigant should be placed under close "Monitor while in prison and place in "Solitary confinement.

45. Assistant District Attorney Timothy Gough, also lead Litigant into believing that another case Indictment # 8803/08 were to be tried with intention that, Litigant; according to (words being passed onto family members by) Police from the 73rd Precinct saying, "If they don't get him on one case they would get him on the other".

46. This fact was proven, after a verdict of "Guilty was rendered in case # 4789/09 by the "Jurors" who was Tainted by the Assistant District Attorney Timothy G. Gough, and Judge Vincent DelGiudice who swayed the jury, by giving mixed and confusing instruction instructionally

47. Indictment case # 8803/08 was dimissed by Gough, on February 2, 2010 claiming the reason for doing so was due to the "Threat of the Gang" attempt to break Litigant out of Brooklyn Criminal Court on a day of his appearance claimed to be told to him by a reliable source.

48. Though Litigator has, demanded a trial jury, the Assistant District Attorney declaimed.

49. During trial held from October 2010 through December 2nd 2010 Indictment # 4798/09 (Homocide) the Assistant District Attorney and Judge Vincent DelGiudice placed Litigant in A DOUBLE JEOPARDY POSITION", after they allowed information from another up coming trial Indictment #10896/08 (Guns and controlled substance) to be tried at a later date to introduced into evidence with testimony given by Rashan LaCoste.

50. During the month of April 2011 through May 2011, Litigant was tried yet again for Indictment # 10896/08 "Double Jeopardy"

51. Again Rashan LaCoste gave testimony for (4) days as he continued to Perjure himself, being caught in obvious false fabrication.

52. During this trial all participants, who were partners in "Collusion" that gave false testimony rendering the guilty verdict, of Indictment #4798/09 (homocide) appeared daily during this time: Thomas Donohue, Assistant District Attorney Timothy G. Gough and after LaCoste finished his (4) days of testimony, he returned to support the others.

53. Litigant is seeking relief for damages, Mental anguish, violation to human rights and denied due process, to go before a Grand Jury, and injuries.

54. Litigant was exonerated from all alleged charges by a Jury of his peers under Indication #10896/08.

#### UNDER THE UNITED STATES CONSTITUTION RIGHTS TO FREE TRAVEL

55. Litigant was deprived of privileges to freedom from unreasonable search being detained without cause, along with: freedom from arrest without cause, freedom from unreasonable seizure of Litigant person, being deprived of immunity without limitation, thereby placing Litigant unlawfully in the category of being a Thirteenth Amendment servitude, being treated as a (slave) under the United State Constitution, freedom from false

imprisonment without cause, freedom from false complaint being lodge  
against Litigant

56. Litigant were subject to being under duress, coercion, and the threat of liberty, as Litigant was chained and bound with "Shackled" once trial started in Judge Vincent DelGiudice court room.

**SECOND CLAIM  
CONSTITUTIONAL RIGHTS VIOLATION  
TO AMENDMENT ONE, FOUR, FIVE  
SIX, EIGHTH AND NINTH**

57. During entire trial hatred was shown to Litigant from Judge Vincent DelGiudice, as he went about to deny Litigant his First, Fourth, Fifth Sixth, Eighth, and Ninth Amendment rights under the Constitution of the United States Republic.

58. Members of The New York City Police Department employing unjustified excessive force upon a civilian causing injury is a known fact to the City of New York, who is the employer of said Police Department.

59. Policies set in force permitting Police Officers to violate the Constitutional rights when detained civilian bears the responsibility of this Private Municipal entity, commit violation and wrong doings

60. Judge Vincent DelGiudice did not uphold his sworn oath and obligation to protect the Constitutional, rights of the Litigant, instead his behavior revealed that he too along with the Assistant District Attorney was in "Collusion" with all participants, LaCoste, Daniel Perez, Thomas Donohue (the main players in this splinter group) to derail Litigant Constitutional rights, and denied him (Litigant) the opportunity to a fair and impartial trial.

61. Judge Vincent DelGiudice, and Assistant District Attorney suppressed evidence by use of trickery to deny Litigant use of information that would have shown Litigant jury was tainted intentionally, as they were given regular mixed and confusing instructions.

62. Litigant is seeking relief for Mental Anguish of being falsely

accused by "Participants" who all are involved in Collusion to suppress  
Litigant evidence by setting the tone in to continuing their involvement in this  
drama of framing Litigant.

63. Litigant is seeking relief for all violation committied by those  
named in the Complaints, and note et, al a well.

**JURY DEMANDED**

Litigatior demands trial by jury for each charge of damages claims.

Dated: February 22, 2012

I Am Zaire Paige-Bey  
Zaire Paige-Bey  
Ex. Rel. ZAIRE PAIGE  
In Propria Persona  
Natural Person  
All Rights Reserved  
Without Recourse  
U. C. C. 1-308